

**OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA**

**THIRTY-FIFTH DAY'S PROCEEDINGS**

**Thirty-Fifth Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, June 24, 2009

The Senate was called to order at 1:20 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Dorsey	McPherson
Adley	Duplessis	Michot
Alario	Dupre	Morrell
Amedee	Erdey	Morrish
Appel	Gray Evans	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Quinn
Claitor	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Walsworth
Total - 30		

**ABSENT**

Gautreaux B	Jackson	Nevers
Gautreaux N	Marionneau	Smith
Guillory	Martiny	Thompson
Total - 9		

The President of the Senate announced there were 30 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Todd Schumacher, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator McPherson, the reading of the Journal was dispensed with and the Journal of June 23, 2009, was adopted.

**Appointment of Conference Committee  
on House Bill No. 118**

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Bill No. 118:

Senator Hebert,  
vice Senator Dorsey.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 142—**

BY SENATORS BROOME, ADLEY, ALARIO, AMEDEE, APPEL, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROND JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAU, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON

**A CONCURRENT RESOLUTION**

To commend and congratulate the Louisiana State University men's basketball team and Coach Trent Johnson on an outstanding season in the one hundredth year of Tiger Basketball.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 143—**

BY SENATOR MARTINY AND REPRESENTATIVE LIGI

**A CONCURRENT RESOLUTION**

To commend G. Frank Purvis, Jr., as the recipient of the 2009 EXCELENCIA Award for Lifetime Achievement in Business by the Hispanic Chamber of Commerce of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 144—**

BY SENATOR MARTINY AND REPRESENTATIVE LIGI

**A CONCURRENT RESOLUTION**

To commend José S. Suquet as the recipient of the 2009 EXCELENCIA Award as Business Leader of the Year by the Hispanic Chamber of Commerce of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 145—**

BY SENATORS ALARIO, ADLEY, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

**A CONCURRENT RESOLUTION**

To commend John D. Carpenter for his many years of exemplary public service to the state of Louisiana and to congratulate him upon the occasion of his retirement as director of legislative services for the division of administration.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 146—**

BY SENATOR DUPRE

**A CONCURRENT RESOLUTION**

To urge and request the State Mineral Board to consider the depth of drilling when evaluating bids for any future mineral lease.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 148—**  
BY SENATOR DORSEY

**A CONCURRENT RESOLUTION**

To recognize and commend the Lady Tigers of Louisiana State University Athletics, including the athletes and coaches, for their accomplishments during the 2008-2009 season.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 149—**  
BY SENATOR HEBERT

**A CONCURRENT RESOLUTION**

To express the sincere condolences of the Legislature of Louisiana upon the death of Charles M. Fuller, Sr., of Dubach.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 152—**  
BY SENATOR GRAY EVANS

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Recovery Authority to establish an Emergency Rental Assistance Program and provide funding therefor.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 19—**  
BY SENATOR HEITMEIER

**A CONCURRENT RESOLUTION**

To urge and request the state of Louisiana and all levels of state government to work in conjunction with all public and private hospitals within the state to ensure that the citizens of the state are prepared to handle a possible outbreak of the influenza A (H1N1) virus in the state of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 49—**  
BY SENATOR LONG

**A CONCURRENT RESOLUTION**

To urge and request support and assistance in providing funding for the Wood to Electricity Program being developed by the Wood Products Development Foundation.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 8—**  
BY SENATOR MARIONNEAUX

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to adopt and submit to the states for ratification a proposed amendment to the Constitution of the United States to require a federal balanced budget.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 16—**  
BY SENATOR QUINN

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study certain aspects of court-ordered mediation.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 45—**  
BY SENATOR QUINN

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study and make recommendations relative to the laws on relocating a child's residence.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 47—**  
BY SENATOR B. GAUTREAU

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to enact the Credit Card Accountability, Responsibility, and Disclosure Act.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 50—**  
BY SENATOR LONG

**A CONCURRENT RESOLUTION**

To urge and request the secretary of the Department of Natural Resources and the secretary of the Department of Transportation and Development to study and provide to the Legislature recommendations for infrastructure uses of mineral revenues from north Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 9—**  
BY SENATOR NEVERS

**A CONCURRENT RESOLUTION**

To urge and request each city, parish, and other local public school board to select a high school student from among the students in the school district to serve as a student representative to the school board in an informative, advisory, and nonvoting capacity.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 4—**  
BY SENATOR RISER

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States and to urge and request the Attorney General of the United States and the Federal Bureau of Prisons to refrain from sending detainees released or transferred from the facilities at Guantanamo Bay Detention Facility (GTMO), Cuba to prisons in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 13—**  
BY SENATORS BROOME, APPEL, DONAHUE, DORSEY, LONG AND NEVERS

**A CONCURRENT RESOLUTION**

To urge and request Southern University and Agricultural and Mechanical College to establish a plan and recommend local, state, and federal policies that support university-private sector partnerships in renewable energy through research and development, public and private partnerships, and tax credit incentives that position Louisiana as a leader in clean energy research, workforce development, and economic development.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 14—**  
BY SENATORS DUPRE AND MCPHERSON AND REPRESENTATIVES DOVE AND HUTTER

**A CONCURRENT RESOLUTION**

To approve the annual Coastal Protection Plan for Fiscal Year 2009-2010, as adopted by the Coastal Protection and Restoration Authority.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 20—**  
BY SENATOR MORRISH

**A CONCURRENT RESOLUTION**

To express continued support for the Coastal Restoration and Enhancement Through Science and Technology (CREST) Program for its role in providing new research and scientific information for coastal restoration and protection.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 27—**  
BY SENATOR NEVERS

**A CONCURRENT RESOLUTION**

To urge and request the High School Redesign Commission to study the feasibility of establishing a statewide uniform grading scale for use in all public high schools.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 29—**  
BY SENATOR DUPRE

**A CONCURRENT RESOLUTION**

To continue the Louisiana Recreational Saltwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other entities on various recreational saltwater fishing issues.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 67—**  
BY SENATOR DUPLESSIS

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study and make recommendations regarding establishing criteria to be used when considering the renewal of the charter of a charter school that has been labeled academically unacceptable.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**RECONSIDERATION - DISAGREEMENT TO HOUSE BILL**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has reconsidered the vote by which the House refused to concur in the proposed Senate Amendment(s) to House Bill No. 782 by Representative Ellington, and ask the President not to appoint on the part of the Senate a committee to confer with a like committee from the House of Representatives on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 729 by Representative Billiot:

Representative St. Germain vice Ponti.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 617 by Representative Talbot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 720 by Representative J. Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 765 by Representative Gallot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 827 by Representative Simon, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 885 by Representative Perry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 128 by Representative Henry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 578 by Representative Richmond, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 563 by Representative Burrell, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 618 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 687 by Representative Pearson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 687 by Representative Pearson:

Representatives Pearson, Katz and Mills.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Introduction of Senate Resolutions**

Senator Cheek asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

**SENATE RESOLUTION NO. 132—**

BY SENATOR CHEEK

**A RESOLUTION**

To urge and request that a representative of the National Association of Boards for Long Term Care Administrator Boards in Louisiana, the executive director of the Louisiana Board of Examiners for Nursing Facility Administration, and a representative of the Louisiana Nursing Home Association form a committee to study the extent and degree that an increase in the range of fees is required to assure the adequate operation and

administration of the Louisiana Board of Examiners of Nursing Facility Administrators, the statutory entity charged with the licensure of nursing facility administrators.

On motion of Senator Cheek the resolution was read by title and adopted.

**Senator N. Gautreaux in the Chair**

**Introduction of Senate Concurrent Resolutions**

Senator Crowe asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

**SENATE CONCURRENT RESOLUTION NO. 153—**  
BY SENATOR CROWE AND REPRESENTATIVES HENDERSON AND HUTTER

**A CONCURRENT RESOLUTION**

To commend Lena R. Torres for her years of exemplary service as Clerk of Court for St. Bernard Parish and for her continued commitment to its efficiency and integrity.

The resolution was read by title. Senator Crowe moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Marionneau
Adley	Dupre	Martiny
Alario	Erdey	McPherson
Amedee	Gautreaux N	Michot
Broome	Gray Evans	Morrish
Cheek	Guillory	Mount
Crowe	Hebert	Riser
Donahue	Heitmeier	Shaw
Dorsey	Long	Walsworth
Total - 27		

**NAYS**

Total - 0

**ABSENT**

Appel	Kostelka	Nevers
Claitor	LaFleur	Quinn
Gautreaux B	Morrell	Smith
Jackson	Murray	Thompson
Total - 12		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 154—**  
BY SENATOR MARIONNEAUX

**A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Robert Newton Helm, Jr.

The resolution was read by title. Senator Marionneau moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot

Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Riser
Claitor	Heitmeier	Shaw
Crowe	LaFleur	Walsworth
Donahue	Long	
Dorsey	Marionneau	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Murray	Smith
Jackson	Nevers	Thompson
Kostelka	Quinn	
Total - 8		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 155—**  
BY SENATOR CHEEK AND REPRESENTATIVE BURFORD

**A CONCURRENT RESOLUTION**

To express the sincere condolences of the Legislature of Louisiana upon the death of Dr. Donald R. Taylor.

The resolution was read by title. Senator Cheek moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Riser
Claitor	Heitmeier	Shaw
Crowe	LaFleur	Walsworth
Donahue	Long	
Dorsey	Marionneau	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Murray	Smith
Jackson	Nevers	Thompson
Kostelka	Quinn	
Total - 8		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 156—**  
BY SENATOR HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the Committee on Senate and Governmental Affairs and the Committee on House and Governmental Affairs to meet and function as a joint committee to study and determine the feasibility of requiring that bills which contain an appropriation by line item also contain the amount appropriated for each line item in the bill for the previous fiscal year.

The resolution was read by title. Senator Hebert moved to adopt the Senate Concurrent Resolution.

June 24, 2009

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey	Marionneaux
Adley	Duplessis	Martiny
Alario	Dupre	McPherson
Amedee	Erdey	Michot
Appel	Gautreaux N	Morrell
Broome	Gray Evans	Morrish
Cheek	Hebert	Mount
Claitor	Heitmeier	Riser
Crowe	LaFleur	Shaw
Donahue	Long	
Total - 29		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Murray	Thompson
Guillory	Nevers	Walsworth
Jackson	Quinn	
Kostelka	Smith	
Total - 10		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 157—**  
BY SENATOR LONG

**A CONCURRENT RESOLUTION**

To commend and congratulate Caitlin Connor of Winnfield for winning the silver medal in the women's skeet event at the Minsk World Cup.

The resolution was read by title. Senator Long moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Alario	Erdey	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Riser
Claitor	Heitmeier	Shaw
Crowe	LaFleur	Walsworth
Donahue	Long	
Dorsey	Marionneaux	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Murray	Smith
Jackson	Nevers	Thompson
Kostelka	Quinn	
Total - 8		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 147—**  
BY SENATOR CROWE AND REPRESENTATIVE CROMER  
**A CONCURRENT RESOLUTION**

To establish and provide for the Committee on Revenue Evaluation to study and evaluate current sources of revenue of state government and to develop recommendations to improve the financial future of the state and the general quality of life of its citizens.

On motion of Senator Crowe the resolution was read by title and returned to the Calendar, subject to call.

**SENATE CONCURRENT RESOLUTION NO. 150—**  
BY SENATOR MURRAY  
**A CONCURRENT RESOLUTION**

To approve a proposed amendment, Action Plan Amendment Number 33(First Allocation), to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Nonprofit Rebuilding Pilot Program; and to provide for other matters pertaining thereto.

On motion of Senator Duplessis the resolution was read by title and returned to the Calendar, subject to call.

**SENATE CONCURRENT RESOLUTION NO. 151—**  
BY SENATOR CROWE AND REPRESENTATIVE CROMER  
**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and function as a joint committee to study and determine the feasibility of establishing a special commission to study, evaluate, and make recommendations on state government revenue.

The resolution was read by title. Senator Crowe moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux N	Michot
Amedee	Gray Evans	Morrell
Appel	Guillory	Morrish
Broome	Hebert	Mount
Cheek	Heitmeier	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Walsworth
Dorsey	Long	
Duplessis	Marionneaux	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Claitor	Murray	Smith
Gautreaux B	Nevers	Thompson
Jackson	Quinn	
Total - 8		

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 240—**

BY REPRESENTATIVE RICHMOND

**A CONCURRENT RESOLUTION**

To urge and request the Orleans Parish School Board not to cause to be demolished or removed the building generally referred to as the Louis D. Armstrong Elementary School, which is located in the Ninth Ward of Orleans Parish, was used as a school facility prior to August 29, 2005, and is a civil rights landmark.

**HOUSE CONCURRENT RESOLUTION NO. 175—**

BY REPRESENTATIVE DIXON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State University Board of Supervisors, the governor, the Louisiana Legislature, and the Police Jury Association of Louisiana to take the appropriate steps necessary to keep the Huey P. Long Medical Center in Pineville, Louisiana, open and viable in the state of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 195—**

BY REPRESENTATIVE CHAMPAGNE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 14 and Louisiana Highway 89 in Vermilion Parish.

**HOUSE CONCURRENT RESOLUTION NO. 190—**

BY REPRESENTATIVES BARROW, HARDY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND GUILLORY

**A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

**HOUSE CONCURRENT RESOLUTION NO. 112—**

BY REPRESENTATIVE DOWNS

**A CONCURRENT RESOLUTION**

To urge and request each city, parish, and other local public school board to convene public meetings at least twice each year with the appropriate local law enforcement authorities and with the appropriate school personnel to discuss and report on issues relative to school attendance and behavioral problems of students.

**HOUSE CONCURRENT RESOLUTION NO. 153—**

BY REPRESENTATIVE DOWNS

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on Transportation, Highways and Public Works; the House Committee on Ways and Means; the Senate Committee on Transportation, Highways and Public Works; and the Senate Committee on Revenue and Fiscal Affairs to meet and function as a joint committee to study and make recommendations on alternative funding sources for transportation construction projects within the state of Louisiana and to report its findings to the legislature by January, 1, 2010.

**HOUSE CONCURRENT RESOLUTION NO. 237—**

BY REPRESENTATIVE TUCKER

**A CONCURRENT RESOLUTION**

To authorize and direct the Louisiana Recovery Authority to provide an analysis of all program expenditures under the Community Development Block Grant disaster recovery program, including expenditures or encumbrances associated with contractual agreements for program management, or other obligations in order to identify potentially unused funds within programs, to the legislature by September 30, 2009, and through its federal and state required processes, to develop action plan amendments for public review and comment to redirect funds within the parishes that suffered damages to more than sixty percent of the housing as a result of Hurricanes Katrina or Rita.

**HOUSE CONCURRENT RESOLUTION NO. 211—**

BY REPRESENTATIVE ROSALIND JONES

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been labeled as an academically unacceptable school pursuant to policies developed and adopted for the implementation of the school and district accountability system to extend the school day to four hundred eighty minutes until such time as the school improves and is no longer labeled as academically unacceptable.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions**

Senator Walsworth asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

**HOUSE CONCURRENT RESOLUTION NO. 112—**

BY REPRESENTATIVE DOWNS

**A CONCURRENT RESOLUTION**

To urge and request each city, parish, and other local public school board to convene public meetings at least twice each year with the appropriate local law enforcement authorities and with the appropriate school personnel to discuss and report on issues relative to school attendance and behavioral problems of students.

The resolution was read by title. Senator Walsworth moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Marionneau
Adley	Dupre	Martiny
Alario	Erdey	McPherson
Amedee	Gautreaux N	Michot
Appel	Gray Evans	Morrell
Broome	Guillory	Morrish
Cheek	Hebert	Mount
Crowe	Heitmeier	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Walsworth
Total - 30		

**NAYS**

Total - 0

**ABSENT**

Claitor	Kostelka	Quinn
Gautreaux B	Murray	Smith
Jackson	Nevers	Thompson
Total - 9		

June 24, 2009

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Transportation, Highways and Public Works; the House Committee on Ways and Means; the Senate Committee on Transportation, Highways and Public Works; and the Senate Committee on Revenue and Fiscal Affairs to meet and function as a joint committee to study and make recommendations on alternative funding sources for transportation construction projects within the state of Louisiana and to report its findings to the legislature by January, 1, 2010.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed House Concurrent Resolution No. 153 by Representative Downs

AMENDMENT NO. 1

On page 2, between lines 28 and 29, insert: "(11) Louisiana Public Transit Association."

On motion of Senator Walsworth, the amendments were adopted.

The resolution was read by title. Senator Walsworth moved to concur in the amended House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, Martiny, Adley, Erdey, McPherson, Alario, Gautreaux N, Michot, Amedee, Gray Evans, Morrell, Appel, Guillory, Morrish, Broome, Hebert, Mount, Cheek, Heitmeier, Quinn, Crowe, Kostelka, Riser, Donahue, LaFleur, Shaw, Dorsey, Long, Walsworth, Duplessis, Marionneaux.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Claitor, Murray, Thompson, Gautreaux B, Nevers, Jackson, Smith.

The Chair declared the Senate had concurred in the amended House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 175—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Board of Supervisors, the governor, the Louisiana Legislature, and the Police Jury Association of Louisiana to take the appropriate steps necessary to keep the Huey P. Long Medical Center in Pineville, Louisiana, open and viable in the state of Louisiana.

The resolution was read by title. Senator McPherson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Erdey, Michot, Alario, Gautreaux N, Morrell, Amedee, Gray Evans, Morrish, Appel, Guillory, Mount, Broome, Hebert, Quinn, Cheek, Heitmeier, Riser, Crowe, LaFleur, Shaw, Donahue, Long, Thompson, Dorsey, Marionneaux, Walsworth, Duplessis, Martiny.

Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Claitor, Kostelka, Smith, Gautreaux B, Murray, Jackson, Nevers.

Total - 7

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES BARROW, HARDY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND GUILLORY

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

The resolution was read by title. Senator Broome moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Erdey, Michot, Alario, Gautreaux N, Morrell, Amedee, Gray Evans, Morrish, Appel, Guillory, Mount, Broome, Hebert, Quinn, Cheek, Heitmeier, Riser, Claitor, Kostelka, Shaw, Crowe, LaFleur, Thompson, Donahue, Long, Walsworth, Dorsey, Marionneaux, Duplessis, Martiny.

Total - 34

NAYS

Total - 0

ABSENT

Gautreaux B	Murray	Smith
Jackson	Nevers	
Total - 5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 195—**  
BY REPRESENTATIVE CHAMPAGNE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 14 and Louisiana Highway 89 in Vermilion Parish.

The resolution was read by title. Senator N. Gautreaux moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Adley	Erdey	McPherson
Alario	Gautreaux N	Michot
Amedee	Gray Evans	Morrell
Appel	Guillory	Morrish
Broome	Hebert	Mount
Cheek	Heitmeier	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Mr. President	Jackson	Smith
Crowe	Murray	
Gautreaux B	Nevers	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 211—**  
BY REPRESENTATIVE ROSALIND JONES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been labeled as an academically unacceptable school pursuant to policies developed and adopted for the implementation of the school and district accountability system to extend the school day to four hundred eighty minutes until such time as the school improves and is no longer labeled as academically unacceptable.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Alario	Gautreaux N	Michot
Amedee	Gray Evans	Morrell

Appel	Guillory	Morrish
Broome	Hebert	Mount
Cheek	Heitmeier	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Jackson	Smith
Claitor	Murray	
Gautreaux B	Nevers	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 237—**  
BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana Recovery Authority to provide an analysis of all program expenditures under the Community Development Block Grant disaster recovery program, including expenditures or encumbrances associated with contractual agreements for program management, or other obligations in order to identify potentially unused funds within programs, to the legislature by September 30, 2009, and through its federal and state required processes, to develop action plan amendments for public review and comment to redirect funds within the parishes that suffered damages to more than sixty percent of the housing as a result of Hurricanes Katrina or Rita.

The resolution was read by title. Senator Heitmeier moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Quinn
Broome	Heitmeier	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Thompson
Crowe	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	
Total - 31		

NAYS

Total - 0

ABSENT

Donahue	Jackson	Nevers
Gautreaux B	Kostelka	Smith
Gautreaux N	Murray	
Total - 8		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 240—**  
BY REPRESENTATIVE RICHMOND

**A CONCURRENT RESOLUTION**

To urge and request the Orleans Parish School Board not to cause to be demolished or removed the building generally referred to as the Louis D. Armstrong Elementary School, which is located in the Ninth Ward of Orleans Parish, was used as a school facility prior to August 29, 2005, and is a civil rights landmark.

The resolution was read by title and placed on the Calendar for a second reading.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**SENATE AND GOVERNMENTAL AFFAIRS**

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 24, 2009

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

**HOUSE CONCURRENT RESOLUTION NO. 128—**  
BY REPRESENTATIVE HARDY

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study possible strategies, methods, and policies to discourage the mishandling, misuse, and misappropriation of public funds and procedures to recover public funds which may have been mishandled, misused, or misappropriated.

Reported with amendments.

Respectfully submitted,  
ROBERT W. KOSTELKA  
Chairman

**Rules Suspended**

Senator Murray asked for and obtained a suspension of the rules to pass over Reconsideration.

**Senate Bills and Joint Resolutions  
Returned from the House of Representatives  
with Amendments, Subject to Call**

**Mr. President in the Chair**

**Called from the Calendar**

Senator Heitmeier asked that Senate Bill No. 272 be called from the Calendar.

**SENATE BILL NO. 272—**  
BY SENATORS HEITMEIER AND WALSWORTH  
AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and to enact R.S. 29:732(E) and (F) and R.S. 51:422.1(C)(5), relative to fuel; to prohibit excessive fuel pricing during a declared state of

emergency; to allow sales below costs during such time; to provide for definitions; to provide for civil and criminal penalties; to provide for exceptions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 29:732(E) and (F)" to "R.S. 29:732(E), (F), and (G)"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, after "(9)" delete "(a)"

AMENDMENT NO. 3

On page 2, line 9, after "emergency" delete the period "." and the remainder of the line and insert a comma "," and "unless the price of the seller is attributable to fluctuation in the applicable commodity markets, applicable regional or national market trends, or to"

AMENDMENT NO. 4

On page 2, line 11, after "procuring" and before "the goods" insert "or selling"

AMENDMENT NO. 5

On page 2, line 12, after "emergency" delete the comma "," and the remainder of the line and delete line 13 and insert in lieu thereof a period "."

AMENDMENT NO. 6

On page 2, line 15, change "R.S. 29:732(E) and (F)" to "R.S. 29:732(E), (F), and (G)"

AMENDMENT NO. 7

On page 2, at the end of line 19, insert "within the designated emergency area"

AMENDMENT NO. 8

On page 2, line 22, after "purposes of this" change "Paragraph" to "Subsection"

AMENDMENT NO. 9

On page 2, line 23, after "transfer" delete "of title"

AMENDMENT NO. 10

On page 2, line 24, after "consumer" and before the period "." insert "at a service station, convenience store, or other fixed retail facility"

AMENDMENT NO. 11

On page 2, between lines 26 and 27, insert the following:  
"G. Notwithstanding the criminal penalties provided for in R.S. 29:734, a violation of this Section shall be considered a misdemeanor offense and whoever violates this Section, upon conviction, shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both."

AMENDMENT NO. 12

On page 3, line 5, after "gasoline of any" change "type" to "grade or formula"

AMENDMENT NO. 13

On page 3, line 7, after "a time period" insert "and in the specific geographic area"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 1, 6, and 11 proposed by the House Committee on Commerce and adopted by the House of Representatives on June 8, 2009.

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Little to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 19, after "gasoline" and before "of" insert "or diesel fuel"

AMENDMENT NO. 2

On page 2, line 23, after "gasoline" and before "at" insert "or diesel fuel"

AMENDMENT NO. 3

In Amendment No. 12 proposed by the House Committee on Commerce and adopted by the House on June 8, 2009, on page 2, line 2, after "gasoline" and before "of" insert "or diesel fuel"

Senator Heitmeier moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Martiny
Adley	Gautreaux B	McPherson
Alario	Gray Evans	Michot
Amedee	Guillory	Morrell
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Donahue	Kostelka	Quinn
Dorsey	LaFleur	Thompson
Duplessis	Long	
Dupre	Marionneaux	
Total - 28		

**NAYS**

Appel	Crowe	Walsworth
Claitor	Riser	
Total - 5		

**ABSENT**

Gautreaux N	Morrish	Shaw
Jackson	Mount	Smith
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Heitmeier moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**Senate Concurrent Resolutions to be Adopted, Subject to Call**

**Called from the Calendar**

Senator Murray asked that Senate Concurrent Resolution No. 150 be called from the Calendar.

**SENATE CONCURRENT RESOLUTION NO. 150—**  
BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To approve a proposed amendment, Action Plan Amendment Number 33(First Allocation), to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Nonprofit Rebuilding Pilot Program; and to provide for other matters pertaining thereto.

The resolution was read by title. Senator Murray moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Crowe	LaFleur	Riser
Donahue	Long	Shaw
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Claitor	Kostelka
Jackson	Smith
Total - 4	

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Appointment of Conference Committee on House Bill No. 340**

The President of the Senate appointed to the Conference Committee on House Bill No. 340 the following members of the Senate:

Senators Chaisson,  
N. Gautreaux  
and Claitor.

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 2 by Representative Greene:

Representatives Greene, Tucker and Fannin.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 98 by Representative Danahay:

Representatives Danahay, Dove and St. Germain.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 118 by Representative J. Smith:

Representatives J. Smith, Richmond and Champagne.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 128 by Representative Henry:

Representatives Henry, Greene and Talbot.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 145 by Representative Arnold:

Representatives Arnold, Ponti and B. Badon.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 352 by Representative Guillory:

Representatives Guillory, Hutter and Armes.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 420 by Representative Richard:

Representatives Richard, Gallot and Ligi.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 531 by Representative Henry:

Representatives Henry, A. Badon and Hoffmann.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 563 by Representative Burrell:

Representatives Burrell, Greene and Wooton.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 578 by Representative Richmond:

Representatives Richmond, Greene and Honey.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 618 by Representative Greene:

Representatives Greene, Foil and Richmond.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 689 by Representative Peterson:

Representatives Peterson, Fannin and Tucker.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 753 by Representative Richmond:

Representatives Richmond, Greene and Arnold.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 774 by Representative Dixon:

Representatives Dixon, Hutter and Chandler.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 796 by Representative Peterson:

Representatives Peterson, Hutter and Abramson.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 820 by Representative Guillory:

Representatives Guillory, Arnold and Lopinto.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 852 by Representative Smiley:

Representatives Smiley, Gallot and Honey.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules to revert to the order of:

Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call

Senator Broome in the Chair

Called from the Calendar

Senator Amedee asked that Senate Bill No. 278 be called from the Calendar.

SENATE BILL NO. 278—

BY SENATORS AMEDEE, ALARIO, APPEL, CHEEK, CROWE, DONAHUE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAU, HEBERT, HEITMEIER, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, NEVERS, RISER, SHAW, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of laws relative to public records; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 7, after "A." and before "This" delete "(1)"

AMENDMENT NO. 2

On page 1, line 10, delete "or prepared,"

AMENDMENT NO. 3

On page 1, line 13, after "staff," delete "or"

AMENDMENT NO. 4

On page 1, line 14, after "schedule" and before the period "." insert a comma "," and insert "or communications with or the security and schedule of the governor's spouse or children"

AMENDMENT NO. 5

On page 1, delete lines 15 through 17

AMENDMENT NO. 6

On page 2, line 1, after "B." insert the following: "The (1) Except as otherwise provided in this Subsection, the provisions of this Section shall not apply to any agency, office, or department transferred or placed within the office of the governor.

(2) Notwithstanding Paragraph (1) of this Subsection, a record limited to pre-decisional advice and recommendations to the governor concerning budgeting in the custody of any agency or department headed by an unclassified gubernatorial appointee shall be privileged for six months from the date such record is prepared."

AMENDMENT NO. 7

On page 2, at the beginning of line 3, before "The" insert "C."

AMENDMENT NO. 8

On page 2, at the beginning of line 7, change "C." to "D."

AMENDMENT NO. 9

On page 2, at the beginning of line 11, change "include" to "means"

AMENDMENT NO. 10

On page 2, line 14, delete "includes the" and insert "means the governor,"

AMENDMENT NO. 11

On page 2, line 15, after "of policy," delete the remainder of the line and delete lines 16 through 18 and insert the following: "and employees under their supervision. Internal staff shall not mean any person employed in any other executive agency, including those designated by state law as housed in or transferred to the office of the governor."

AMENDMENT NO. 12

On page 2, at the beginning of line 19, change "D." to "E."

AMENDMENT NO. 13

On page 2, line 19, change "the provisions of this Section," to "any provision of this Chapter,"

Senator Amedee moved to concur in the amendments proposed by the House.

Senator Adley moved as a substitute motion to reject the amendments proposed by the House.

Senator Amedee objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Erdey	LaFleur
Appel	Gautreaux B	Murray
Claitor	Gray Evans	
Dorsey	Guillory	
Total - 10		

**NAYS**

Alario	Heitmeier	Mount
Amedee	Kostelka	Nevers
Cheek	Marionneaux	Quinn
Crowe	Martiny	Riser
Duplessis	McPherson	Shaw
Dupre	Michot	Smith
Gautreaux N	Morrell	Thompson
Hebert	Morrish	Walsworth
Total - 24		

**ABSENT**

Mr. President	Donahue	Long
Broome	Jackson	
Total - 5		

The Chair declared the substitute motion failed to pass.

**ROLL CALL**

The roll was called on the original motion to concur in the House amendments with the following result:

**YEAS**

Mr. President	Heitmeier	Mount
Alario	Kostelka	Nevers
Amedee	LaFleur	Quinn
Broome	Long	Riser
Cheek	Marionneaux	Shaw
Crowe	Martiny	Smith
Duplessis	McPherson	Thompson
Dupre	Michot	Walsworth
Erdey	Morrell	
Hebert	Morrish	
Total - 28		

**NAYS**

Adley	Dorsey	Gray Evans
Appel	Gautreaux B	Murray
Claitor	Gautreaux N	
Total - 8		

**ABSENT**

Donahue	Guillory	Jackson
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Amedee moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 72—**  
BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to reject any proposed ordinance or other change that would weaken the standards applicable to the inspector general or office of inspector general.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 78—**  
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and recommend guidelines on the professional responsibilities, rights and duties of attorneys who represent fiduciaries, such as succession representatives and trustees.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 86—**  
BY SENATOR QUINN

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting multidistrict litigation in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 87—**  
BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to conduct a comprehensive and thorough study of electronic discovery in civil proceedings.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 68—**  
BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of assigning weights to all grades earned by students who successfully complete honors and other advanced courses for the purpose of calculating cumulative grade point averages to determine eligibility for Taylor Opportunity Program for Students (TOPS) awards.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 103—**  
BY SENATOR CHEEK AND REPRESENTATIVES BARROW, BURFORD, DOERGE, HILL, MICHAEL JACKSON, JOHNSON, KATZ, NOWLIN, POPE, SIMON, WILLIAMS AND WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop a demonstration program to provide continued Medicaid coverage for women who have delivered a premature baby or who have chronic health issues for a two-year period in an effort to address their health issues, do ongoing preconception counseling, assure access to appropriate family planning services, and receive care management services.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 74—**  
BY SENATOR SHAW

A CONCURRENT RESOLUTION

To the Senate Committee on Transportation, Highways, and Public Works and the House Committee on Transportation, Highways,

and Public Works to meet and function as a joint committee to study the need for additional spans on the Jimmie Davis Bridge and possible funding sources, including tolls.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 2—**  
BY SENATORS CROWE AND LONG AND REPRESENTATIVES BURFORD, TIM BURNS, CORTEZ, CROMER, ELLINGTON, HOFFMANN, HOWARD, KATZ, LABRUZZO, LOPINTO, PEARSON AND JANE SMITH  
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States of America to affirm Louisiana's sovereignty under the Tenth Amendment to the Constitution of the United States of America and to demand that the federal government halt the practice of assuming powers and imposing mandates upon the states for purposes which are not enumerated by the Constitution of the United States of America.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 12—**  
BY SENATOR BROOME  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to provide new action plans to spend Community Development Block Grant funds allowing nonprofit organizations to perform cost, construction and case management and emergency rental assistance and to use unallocated Community Development Block Grant or other identified funds to fill discrepancies for Louisiana recipients receiving housing grants.

Reported with amendments.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Appointment of Conference Committee  
on House Bill No. 128**

The President of the Senate appointed to the Conference Committee on House Bill No. 128 the following members of the Senate:

Senators Marionneaux,  
N. Gautreaux  
and McPherson.

**Appointment of Conference Committee  
on House Bill No. 563**

The President of the Senate appointed to the Conference Committee on House Bill No. 563 the following members of the Senate:

Senators Jackson,  
N. Gautreaux  
and Marionneaux.

**Appointment of Conference Committee  
on House Bill No. 578**

The President of the Senate appointed to the Conference Committee on House Bill No. 578 the following members of the Senate:

Senators Marionneaux,  
Jackson  
and Claitor.

**Appointment of Conference Committee  
on House Bill No. 687**

The President of the Senate appointed to the Conference Committee on House Bill No. 687 the following members of the Senate:

Senators Heitmeier,  
Mount  
and Alario.

**Appointment of Conference Committee  
on House Bill No. 720**

The President of the Senate appointed to the Conference Committee on House Bill No. 720 the following members of the Senate:

Senators Marionneaux,  
Michot  
and Chaisson.

**Appointment of Conference Committee  
on House Bill No. 765**

The President of the Senate appointed to the Conference Committee on House Bill No. 765 the following members of the Senate:

Senators Marionneaux,  
Adley  
and Hebert.

**Appointment of Conference Committee  
on House Bill No. 827**

The President of the Senate appointed to the Conference Committee on House Bill No. 827 the following members of the Senate:

Senators Kostelka,  
Heitmeier  
and Donahue.

**Appointment of Conference Committee  
on House Bill No. 885**

The President of the Senate appointed to the Conference Committee on House Bill No. 885 the following members of the Senate:

Senators Gray Evans,  
N. Gautreaux  
and Michot.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 17—**  
BY SENATOR NEVERS  
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all

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public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 12, 2009.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 110—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request formation of a Complete Streets Work Group in the Department of Transportation and Development.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 43—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To create the LaPOST study committee to study and make recommendations to the Legislature of Louisiana with respect to the Physician Orders for Life-Sustaining Treatment Paradigm program and whether to establish such a program in this state.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 130—**

BY SENATOR BROOME

**A CONCURRENT RESOLUTION**

To express support of and to provide authority for actions by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (LSU) for the strategic collaboration between LSU and Our Lady of the Lake Regional Medical Center (OLOL), as well as seeking, considering, and evaluating other alternatives and strategies, in planning for a new model of health care delivery and medical education in the Baton Rouge region.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 48—**

BY SENATOR BROOME

**A CONCURRENT RESOLUTION**

To create the Southern University Center for Equitable Development Task Force to study and develop statewide recommendations for local strategies and initiatives to meet the economic, social, health, and human resource development needs of economically depressed communities across the state.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 57—**

BY SENATORS LONG AND ALARIO

**A CONCURRENT RESOLUTION**

To designate May 18, 2009, as "Pro Life Day in Louisiana."

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 116—**

BY SENATORS DONAHUE, ADLEY, ALARIO, AMEDEE, APPEL, CHAISSON, CLAITOR, CROWE, DORSEY, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MORRELL, MORRISH, MURRAY, NEVERS, QUINN, SHAW AND SMITH

**A CONCURRENT RESOLUTION**

To authorize and direct that savings generated from cost effective practices in the NOW program be maintained in the NOW program and applied to new slots for those on the waiting list and to provide that the Department of Health and Hospitals report to the Joint Legislative Committee on the Budget the savings achieved and the number of waiver slots for people with developmental disabilities offered, filled, and served on a quarterly basis, beginning July 1, 2009.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 62—**

BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

Reported with amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Message from the House****HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 350 by Senator Morrell:

Representatives Leger, Hutter and Abramson.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Message from the House****HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 347 by Senator Mount:

Representatives Perry, Wooton and Hines.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Message from the House****HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like

committee from the Senate, on the disagreement to Senate Bill No. 304 by Senator Hebert:

Representatives Barras, Barrow and Cortez.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 303 by Representative Riser:

Representatives Ponti, Honey and Talbot.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 302 by Senator Broome:

Representatives White, Richmond and Hazel.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 261 by Senator Donahue:

Representatives Cromer, Gallot and Henry.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 254 by Senator Murray:

Representatives Leger, Wooton and Landry.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 235 by Senator N. Gautreaux:

Representatives Montoucet, Barrow and B. Badon.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 140 by Senator Riser:

Representatives Ellington, Dove and Harrison.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 104 by Senator Duplessis:

Representatives Barrow, Richmond and A. Badon.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 57 by Senator B. Gautreaux:

Representatives Hoffmann, Robideaux and Arnold.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 33 by Senator Chaisson:

Representatives G. Smith, Greene and Robideaux.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 20 by Senator Chaisson:

Representatives G. Smith, Robideaux and Downs.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 1 by Senator Chaisson:

Representatives Schroder, Fannin and Lambert.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 881 by Representative Fannin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 523 by Representative Ernst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like

committee from the Senate, on the disagreement to House Bill No. 523 by Representative Ernst:

Representatives Ernst, Wooton and Guillory.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**DISAGREEMENT TO**  
**HOUSE CONCURRENT RESOLUTION**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Concurrent Resolution No. 236 by Representative Fannin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 381 by Representative Hoffmann:

Representatives Hoffmann, Arnold and Chaney.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 802 by Representative Fannin:

Representatives Fannin, Morris and Tucker.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 881 by Representative Fannin:

Representatives Fannin, Williams and Tucker.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Concurrent Resolution No. 236 by Representative Fannin:

Representatives Fannin, Tucker and Peterson.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 885 by Representative Perry:

Representatives Perry, Barrow and Champagne.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members,

on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 827 by Representative Simon:

Representatives Simon, Gallot and Pugh.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 765 by Representative Gallot:

Representatives Gallot, Greene and Morris.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 720 by Representative J. Smith:

Representatives J. Smith, Greene and LaFonta.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 617 by Representative Talbot:

Representatives Talbot, Richmond and Carmody.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 777 by Representative Champagne on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Motion to Consider**

Senator Hebert moved the adoption of a motion to allow the Senate to consider House Bill No. 777 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 39		

**NAYS**

Total - 0

**ABSENT**

Total - 0

The Chair declared that the motion to allow the Senate to consider House Bill No. 777 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call**

**Called from the Calendar**

Senator Hebert asked that House Bill No. 777 be called from the Calendar.

**HOUSE BILL NO. 777—  
BY REPRESENTATIVE CHAMPAGNE  
AN ACT**

To amend and reenact R.S. 42:1113(A)(1), relative to public servants and prohibited contractual arrangements; to authorize a municipal or parish governing authority to appoint one of its

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members to fill certain vacancies and to certain boards or commissions; to provide relative to the eligibility as a candidate in the next election of any governing authority member appointed to fill a vacancy; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 777 by Representative Champagne

AMENDMENT NO. 1

On page 1, line 23, after "appointing authority" and before "if a member" insert the following: "and the appointee receives no salary or per diem for service on the board or commission, or"

Senator Hebert moved adoption of the amendments.

Senator Crowe objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Alario, Amedee, Cheek, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Total - 25; Gautreaux N, Gray Evans, Guillory, Hebert, Jackson, Kostelka, Marionneaux, Martiny, McPherson; Michot, Morrell, Morrish, Murray, Shaw, Smith, Thompson

NAYS

Table with 3 columns of names: Crowe, Total - 3; Long; Nevers

ABSENT

Table with 3 columns of names: Mr. President, Appel, Broome, Claitor, Total - 11; Donahue, Heitmeier, LaFleur, Mount; Quinn, Riser, Walsworth

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Alario sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed House Bill No. 777 by Representative Champagne

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, on line 2 thereof, between the second "R.S. 42:" and "1123(10)(c)" insert "1113(D)(2)(i) and"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 2, 2009, on line 8 thereof, between "boards;" and the quotation marks "" insert " to except certain health care provider contracts with

the Office of Group Benefits from prohibited contractual agreements;"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, on line 10 thereof, change "R.S. 42:1123(10)(c) is" to "R.S. 42:1113(D)(2)(i) and 1123(10)(c) are"

AMENDMENT NO. 4

In Senate Committee Amendment No. 4 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, delete line 13 thereof and insert the following:

"D. (2) The provisions of this Subsection shall not prohibit the following:

(i) A health care provider contract by a physician or other licensed health care provider with the Office of Group Benefits to provide medical, surgical, and hospital services or medical equipment or pharmaceuticals at a reduced rate for members of the Office of Group Benefits Program as the sole reimbursement for such medical services, treatment, or health care.

§1123. Exceptions"

AMENDMENT NO. 5

In Senate Committee Amendment No. 4 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, after line 29 thereof, add the following:

"Section 2. The provisions of R.S. 42:1113(D)(2)(i) as enacted by this Act are deemed remedial in nature and are to be applied retroactively to contracts entered into on or after January 1, 2008."

On motion of Senator Alario, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 777 by Representative Champagne

AMENDMENT NO. 1

On page 1, line 20, between "appointed" and "shall" insert ", except as provided in R.S. 42:1121(G)."

On motion of Senator Adley, the amendments were adopted.

The bill was read by title. Senator Hebert moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Dupre, Total - 37; Erdey, Gautreaux B, Gautreaux N, Gray Evans, Guillory, Hebert, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson; Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Smith, Thompson, Walsworth

NAYS

Morrell  
Total - 1

ABSENT

Heitmeier  
Total - 1

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 227 by Representative Greene on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

Senator Amedee in the Chair

Motion to Consider

Senator Walsworth moved the adoption of a motion to allow the Senate to consider House Bill No. 227 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Crowe  
Total - 1

The Chair declared that the motion to allow the Senate to consider House Bill No. 227 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

House Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call, Resumed

Called from the Calendar

Senator Walsworth asked that House Bill No. 227 be called from the Calendar.

HOUSE BILL NO. 227—  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 43:31(B)(2), relative to public printing; to remove certain exemptions from certain public printing requirements; to limit certain exemptions from certain public printing requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed House Bill No. 227 by Representative Greene

AMENDMENT NO. 1

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 11, 2009, on page 1, between lines 29 and 30, insert:

"(d) Any reports, research, studies, publications, and other printed matter of the healthcare institutions of the Louisiana public higher education system."

On motion of Senator Walsworth, the amendments were adopted.

The bill was read by title. Senator Walsworth moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Crowe  
Total - 1

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 516 by Representative Williams on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

Senator Adley in the Chair

Motion to Consider

Senator Jackson moved the adoption of a motion to allow the Senate to consider House Bill No. 516 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of representatives and their corresponding votes (Yeas, Nays, Absent).

NAYS

Total - 0

ABSENT

Crowe Total - 1

The Chair declared that the motion to allow the Senate to consider House Bill No. 516 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed

Called from the Calendar

Senator Jackson asked that House Bill No. 516 be called from the Calendar.

HOUSE BILL NO. 516—

BY REPRESENTATIVES WILLIAMS, ELLINGTON, FANNIN, ELBERT GUILLORY, HAZEL, LIGI, MCVEA, MORRIS, PEARSON, SMILEY, GARY SMITH, PATRICIA SMITH, AND STIAES

AN ACT

To enact Subpart Q-1, to be comprised of R.S. 39:100.121, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, relative to state funds; to establish the Center of Excellence for Autism Spectrum Disorder Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to establish the Walking the Walk for Our Kids Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 516 by Representative Williams

AMENDMENT NO. 1

Delete Senate Floor Amendments proposed by Senator Walsworth identified as SFAHB516 BERGEROK 3546 and adopted by the Senate on June 18, 2009.

AMENDMENT NO. 2

On page 1, line 4, after "1950" and before "," insert "and R.S. 47:870 and R.S. 51:2357"

AMENDMENT NO. 3

On page 1, line 5, after "fund;" and before "to" insert "to establish the Technology Commercialization Fund as a special fund in the state treasury; to authorize a grants program related to commercialization of technologies developed at certain institutions;"

AMENDMENT NO. 4

On page 2, between lines 24 and 25, insert the following: "Section 2. R.S. 47:870 is hereby enacted to read as follows:

§870. Disposition of certain collections

After compliance with Article VII, Section 9(B) of the Constitution of Louisiana, the state treasurer is hereby authorized and directed to transfer the first two hundred fifty thousand dollars of collections derived from the proceeds of the taxes on cigarettes levied in R.S. 47:841(B) which are in excess of the rate levied on the effective date of this Section to the Technology Commercialization Fund as provided in R.S. 51:2357. Each year thereafter, the state treasurer shall transfer, subject to an annual appropriation by the legislature, no less than two hundred fifty thousand dollars to the Technology Commercialization Fund.

Section 3. R.S. 51:2357 is hereby enacted to read as follows:

§2357. Technology Commercialization Fund

A. The Technology Commercialization Fund, hereinafter referred to as the "fund", is hereby established as a special fund in the state treasury for purposes of supporting a competitive grants program for commercialization of technologies developed at accredited Louisiana institutions of higher education and academic research centers as provided in Subsection C of this Section. Monies shall be transferred, subject to an annual appropriation by the legislature, into the Technology Commercialization Fund in accordance with the provisions of R.S. 47:870.

B. Monies in the fund, shall be invested by the state treasurer in the same manner as those in the state general fund and interest earnings on the investment of monies in the fund shall be credited to the fund. Any unencumbered or unexpended monies in the fund at the end of the fiscal year shall remain in the fund.

C. Subject to an annual appropriation by the legislature, monies in the fund shall be used by the Louisiana Economic Development Corporation, hereinafter referred to as the "corporation", to provide for a competitive grants program for the advancement of commercialization of technologies developed at accredited Louisiana institutions of higher education and academic research centers. The corporation shall establish a committee to assist in the review and consideration of proposals for grants. The committee shall be comprised of representatives of the public and private sectors, of which a majority of members shall be from the private sector. The corporation shall develop the rules of the grants program, to include the methods and form of grant application and award thresholds."

**AMENDMENT NO. 5**

On page 2, line 25 change "Section 2." to "Section 4."

Senator Jackson moved adoption of the amendments.

Senator Walsworth objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey	LaFleur
Adley	Duplessis	Michot
Alario	Dupre	Morrell
Broome	Gray Evans	Murray
Cheek	Heitmeier	Quinn
Donahue	Jackson	
Total - 17		

**NAYS**

Amedee	Mount	Thompson
Appel	Riser	Walsworth
Claitor	Shaw	
Marionneaux	Smith	
Total - 10		

**ABSENT**

Crowe	Guillory	Martiny
Erdey	Hebert	McPherson
Gautreaux B	Kostelka	Morrish
Gautreaux N	Long	Nevers
Total - 12		

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Murray sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed House Bill No. 516 by Representative Williams

**AMENDMENT NO. 1**

On page 1, delete lines 2 and 3 in their entirety, and insert in lieu thereof "To enact Subpart Q, to be comprised of R.S. 39:100.121, Q-1, to be comprised of R.S. 39:100.122, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana"

**AMENDMENT NO. 2**

On page 1, line 4, after "relative to state funds;" insert "to establish the Hurricane Recovery Health Insurance Premium Fund;"

**AMENDMENT NO. 3**

On page 1, line 11, after "Section 1." delete the remainder of the line and insert "Subpart Q, comprised of R.S. 39:100.121, Q-1, comprised of R.S. 39:100.122 and Q-2, comprised of R.S."

**AMENDMENT NO. 4**

On page 1, between lines 13 and 14, insert the following:

**"SUBPART Q. HURRICANE RECOVERY HEALTH INSURANCE PREMIUM FUND**

**§100.121. Hurricane Recovery Health Insurance Premium Fund**

A. There is hereby created, as a special fund in the state treasury, the Hurricane Recovery Health Insurance Premium Fund, hereafter referred to as "the fund".

B. Beginning July 1, 2009, and each fiscal year thereafter, and after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year and before monies are credited to the state general fund, the treasurer shall pay, subject to an annual appropriation by the legislature, into the Hurricane Recovery Health Insurance Premium Fund an amount equal to forty percent of the premiums necessary to provide health insurance for certain plan members of the Cameron Parish School Board, the Orleans Parish School Board, the Plaquemines Parish School Board, and the St. Bernard Parish School Board, but not less than the amount appropriated for such purposes as provided in Schedule 20-945 / Aid to Local Government Entities contained in Act 642 of the 2006 Regular Session of the Legislature. Monies credited to the fund shall be distributed as provided in Subsection C of this Section.

C. Subject to an annual appropriation by the legislature, monies in the fund shall be distributed as follows:

(1) Sixty-three and three-tenths percent shall be distributed to the Orleans Parish School Board and shall be used to reduce the employee portions of health insurance premiums for certain system retirees.

(2) Monies distributed to the Cameron Parish School Board, the Plaquemines Parish School Board, and the St. Bernard Parish School Board shall be used for subsidy of health insurance premiums. Distributions to the school boards shall be as follows:

(a) Four and nine-tenths percent to the Cameron Parish School Board.

(b) Ten and four-tenths percent to the Plaquemines Parish School Board.

(c) Twenty-one and four-tenths percent to the St. Bernard Parish School Board.

D. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the state general fund."

**AMENDMENT NO. 5**

On page 1, at the beginning of line 16, change "§100.121." to "§100.122."

Senator Murray moved adoption of the amendments.

Senator Marionneaux objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Duplessis	Morrell
Appel	Dupre	Morrish
Broome	Gray Evans	Murray
Cheek	Jackson	
Dorsey	LaFleur	
Total - 13		

**NAYS**

Amedee	Heitmeier	Riser
Claitor	Kostelka	Shaw
Crowe	Long	Smith

June 24, 2009

Donahue  
Erdey  
Gautreaux N  
Hebert  
Total - 19

Marionneau  
Martiny  
Mount  
Nevers

Thompson  
Walsworth

ABSENT

Mr. President  
Adley  
Gautreaux B  
Total - 7

Guillory  
McPherson  
Michot

Quinn

The Chair declared the amendments were rejected.

The bill was read by title. Senator Jackson moved the final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Adley  
Alario  
Amedee  
Appel  
Broome  
Cheek  
Claitor  
Crowe  
Dorsey  
Total - 28

Dupre  
Gray Evans  
Guillory  
Hebert  
Heitmeier  
Jackson  
LaFleur  
Long  
Marionneau  
Martiny

McPherson  
Morrell  
Morrish  
Mount  
Murray  
Quinn  
Smith  
Thompson

NAYS

Donahue  
Erdey  
Gautreaux N  
Total - 8

Kostelka  
Nevers  
Riser

Shaw  
Walsworth

ABSENT

Duplessis  
Total - 3

Gautreaux B

Michot

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 535 by Representative Williams on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Senator N. Gautreaux in the Chair**

**Motion to Consider**

Senator Gray Evans moved the adoption of a motion to allow the Senate to consider House Bill No. 535 on Third Reading and Final

Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Adley  
Alario  
Amedee  
Appel  
Broome  
Cheek  
Claitor  
Crowe  
Donahue  
Dorsey  
Duplessis  
Dupre  
Total - 37

Erdey  
Gautreaux N  
Gray Evans  
Guillory  
Hebert  
Heitmeier  
Jackson  
Kostelka  
LaFleur  
Long  
Marionneau  
Martiny  
Michot

Morrell  
Morrish  
Mount  
Murray  
Nevers  
Quinn  
Riser  
Shaw  
Smith  
Thompson  
Walsworth

NAYS

Total - 0

ABSENT

Gautreaux B  
Total - 2

McPherson

The Chair declared that the motion to allow the Senate to consider House Bill No. 535 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call, Resumed**

**Called from the Calendar**

Senator Gray Evans asked that House Bill No. 535 be called from the Calendar.

**HOUSE BILL NO. 535—  
BY REPRESENTATIVE WILLIAMS  
AN ACT**

To amend and reenact R.S. 36:801.5(B) and to enact Part IV-C of Chapter 9 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2048.52, and R.S. 36:651(AA)(3), relative to creating the Simulation Medical Training and Education Council for Louisiana; to provide for its purpose; to provide for membership; to provide for governance of the council; to provide for staffing and facilities; to provide for compensation; to provide for reporting requirements; to place the council within the Louisiana Health Works Commission and the Department of Education; and to provide for related matters.

The bill was read by title. Senator Gray Evans moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Adley  
Alario  
Amedee  
Appel  
Broome

Erdey  
Gautreaux B  
Gautreaux N  
Gray Evans  
Guillory  
Hebert

Michot  
Morrell  
Morrish  
Mount  
Murray  
Nevers

Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 38		

NAYS

Total - 0

ABSENT

McPherson  
Total - 1

The Chair declared the bill was passed and ordered it returned to the House. Senator Gray Evans moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 265 by Representative H. Burns on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Mr. President in the Chair**

**Motion to Consider**

Senator Martiny moved the adoption of a motion to allow the Senate to consider House Bill No. 265 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 38		

NAYS

Claitor  
Total - 1

ABSENT

Total - 0

The Chair declared that the motion to allow the Senate to consider House Bill No. 265 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call, Resumed**

**Called from the Calendar**

Senator Martiny asked that House Bill No. 265 be called from the Calendar.

**HOUSE BILL NO. 265—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 32:393(A) and (C)(1)(b) and 853(A)(1)(a) and (c)(iii), relative to operator's records; to provide for the time in which convictions be sent to the Department of Public Safety and Corrections; to provide for the authority to add conviction to driver's operating record; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Martiny sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Engrossed House Bill No. 265 by Representative Henry Burns

**AMENDMENT NO. 1**

On page 1, line 2, after "853(A)(1)(a) and (c)(iii)" insert "and R.S. 44:4.1(B)(17)"

**AMENDMENT NO. 2**

On page 1, line 5, after "record;" insert "to provide for an exception from the public records;"

**AMENDMENT NO. 3**

On page 2, line 10, after "invoked," insert "Reports received by the department pursuant to this Subparagraph shall be used for administrative purposes only and shall be confidential for purposes of the state public records laws and are not subject to inspection or copying as a public record."

**AMENDMENT NO. 4**

On page 3, after line 10 insert the following:

"Section 2. R.S. 44:4.1(B)(17) is hereby amended and reenacted to read as follows:  
§4.1. Exceptions

\* \* \*

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

\* \* \*

(17) R.S. 32:393(C)(1)(b), 398, 707.2, 1254

\* \* \*

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Martiny moved the final passage of the amended bill.

June 24, 2009

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	

Total - 38

**NAYS**

Total - 0

**ABSENT**

Adley  
Total - 1

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Martiny moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 246 by Representative McVea on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Motion to Consider**

Senator Broome moved the adoption of a motion to allow the Senate to consider House Bill No. 246 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers

Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

**NAYS**

Total - 0

**ABSENT**

Total - 0

The Chair declared that the motion to allow the Senate to consider House Bill No. 246 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed**

**Called from the Calendar**

Senator Broome asked that House Bill No. 246 be called from the Calendar.

**HOUSE BILL NO. 246—**

BY REPRESENTATIVES MCVEA, RICHARDSON, AND WHITE  
AN ACT

To enact R.S. 39:562(P), relative to the issuance of bonds; to provide an increase in the bonded debt limit of certain school districts for specified purposes; to provide guidelines, conditions, and limitations relative to such debt; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

**NAYS**

Total - 0

**ABSENT**

Total - 0

The Chair declared the bill was passed and ordered it returned to the House. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Message from the House  
PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 91—  
BY SENATOR N. GAUTREAU  
AN ACT**

To enact R.S. 47:6035, relative to tax credits for the individual or corporation income tax or corporation franchise tax; to provide a tax credit for certain qualified energy systems; to provide terms, conditions, and definitions; to provide for promulgation of rules and regulations; to provide an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 159—  
BY SENATOR MARIONNEAU  
AN ACT**

To amend and reenact R.S. 47:6007 (C)(2)(c)(iv), relative to tax credits; to provide for the kinds of expenditures which qualify an infrastructure project for initial certification on or before December 31, 2008; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Message from the House  
HOUSE CONFEREES APPOINTED**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 813 by Representative Connick:

Representatives Connick, Kleckley and Harrison.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Appointment of Conference Committee  
on House Bill No. 523**

The President of the Senate appointed to the Conference Committee on House Bill No. 523 the following members of the Senate:

Senators Martiny,  
Heitmeier  
and Morrell.

**Appointment of Conference Committee  
on House Bill No. 617**

The President of the Senate appointed to the Conference Committee on House Bill No. 617 the following members of the Senate:

Senators Martiny,  
Michot  
and Heitmeier.

**Appointment of Conference Committee  
on House Bill No. 802**

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Bill No. 802:

Senator Jackson,  
vice Senator Broome.

**Appointment of Conference Committee  
on House Bill No. 881**

The President of the Senate appointed to the Conference Committee on House Bill No. 881 the following members of the Senate:

Senators Chaisson,  
Michot  
and Jackson.

**Appointment of Conference Committee  
on House Concurrent Resolution No. 236**

The President of the Senate appointed to the Conference Committee on House Concurrent Resolution No. 236 the following members of the Senate:

Senators Chaisson,  
Michot  
and Broome.

**Rules Suspended**

Senator Duplessis asked for and obtained a suspension of the rules to revert to the Morning Hour.

**Introduction of Senate Resolutions**

Senator Duplessis asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

**SENATE RESOLUTION NO. 133—  
BY SENATOR DUPLESSIS**

A RESOLUTION

To extend the reporting deadline of the Notary Public Study Committee to report to the Louisiana Legislature.

On motion of Senator Duplessis the resolution was read by title and adopted.

**SENATE RESOLUTION NO. 134—  
BY SENATOR BROOME**

A RESOLUTION

To commend Jamie Johnell Roddy upon winning the 2009 Miss New Orleans USA Pageant.

On motion of Senator Broome the resolution was read by title and adopted.

June 24, 2009

SENATE RESOLUTION NO. 135—  
BY SENATOR NEVERS

A RESOLUTION

To urge and request the Department of Transportation and Development and the Department of Agriculture and Forestry to submit a report on all state-controlled, inspected, or maintained dams and spillways in Louisiana to the Senate Committee on Transportation, Highways, and Public Works and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

On motion of Senator Nevers the resolution was read by title and adopted.

SENATE RESOLUTION NO. 136—  
BY SENATOR GRAY EVANS

A RESOLUTION

To direct the Department of Social Services and the Department of Education to submit to the Senate Committee on Health and Welfare all documents which were created in accordance with the "Plan To Provide Improved Educational Outcomes for Students in Foster Care" pursuant to and in compliance with House Concurrent Resolution 228 of the 2006 Regular Session.

On motion of Senator Gray Evans the resolution was read by title and adopted.

**Introduction of  
Senate Concurrent Resolutions**

Senator N. Gautreaux asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 158—  
BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to support the American Clean Energy and Security Act of 2009.

The resolution was read by title. Senator N. Gautreaux moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Crowe  
Total - 2                      Kostelka

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 159—  
BY SENATOR GRAY EVANS

A CONCURRENT RESOLUTION

To urge and request the Senate Local and Municipal Affairs Committee and the House Municipal, Parochial, and Cultural Affairs Committee to meet and function as a joint committee to study and examine best practices for designating ongoing revenue sources for the Louisiana Housing Trust Fund.

The resolution was read by title. Senator Gray Evans moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Alario	Gray Evans	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Quinn
Claitor	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Erdey	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Crowe  
Total - 1

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Messages from the Governor**

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA  
OFFICE OF THE GOVERNOR**

June 24, 2009

The Honorable President and Members of the Senate

Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

**Capital Area Human Services District**  
Amy Betts

**Poverty Point Reservoir District**  
Sylvia Armstrong

Sincerely,  
BOBBY JINDAL  
Governor

June 24, 2009

STATE OF LOUISIANA  
OFFICE OF THE GOVERNOR

June 24, 2009

Mr. Alfred W. Speer  
Clerk of the House of Representatives  
State Capitol  
Baton Rouge, Louisiana 70804

Mr. Glenn Koepp  
Secretary of the Senate  
State Capitol  
Baton Rouge, Louisiana 70804

RE: House Bill No. 1 of the 2009 Regular Session of the  
Legislature  
Provide for the ordinary operating expenses of state  
government for Fiscal Year 2009-2010

Dear Gentlemen:

As authorized by Article III, Section 18(B), and more particularly, Article IV, Section 5(G)(1) of the Constitution of Louisiana, I have exercised my right to veto 563 items of the General Appropriation Bill. I respectfully request that you deliver on my behalf the following message to the members of the Legislature:

Even as Louisiana's economy continues to out-perform the national economy and the South, we know we are not immune to the current national economic downturn. These economic forces, combined with significant declines in the prices of oil and natural gas and the leveling off of the post-hurricane economic boom, contributed to significantly lower revenues to state government and required meaningful reductions in the FY 09-10 budget.

But just like any family or business living within its means, a tighter budget for state government represents not just a challenge to live within our means, but an opportunity to think strategically, prioritize what is essential, and plan ahead by pursuing reforms and innovations that will strengthen our state for years to come.

Many of the critical steps in tightening the belt of state government began months before the start of the 2009 Legislative session. Departments were asked to evaluate their spending and to analyze the performance of programs within their agency to isolate those low-performing programs that could be targeted for strategic reductions in funding. Agencies were then asked to submit strategic priority plans, and for the first time in the history of the budget, they were also asked to provide meaningful performance data on the activities being funded through their agencies. These priority planning and performance review efforts helped ensure that spending reductions were targeted and prioritized, instead of implementing blanket across-the-board cuts with no account of a program's importance or performance history. This review process also helped departments identify critical services they wanted to protect from severe funding reductions.

Through this thorough evaluation of current spending, the FY 09-10 budget includes targeted cost savings across state government that streamline government and increase efficiencies of service. In many instances, these savings came as a result of reforming policy, by consolidating offices and functions, and by downsizing or eliminating some programs and halting the expansion or creation of new programs.

Even as we tighten our belt in state government, we will absolutely not waiver from our commitment to continue moving Louisiana forward. The FY 09-10 budget protects and continues our investment in ethics reform and transforming our workforce development system, while also maintaining the state's commitment to strategic investments in health care, education, economic development, public safety, and other critical areas.

Working closely with the Legislature, we also took steps to mitigate reductions to higher education and healthcare and to give us an opportunity to prepare for continuing budget challenges in the years ahead.

Prior to House concurrence with the Senate-passed House Bill No. 1, we informed House leaders that we would veto everything in the bill contingent upon funding from the Insure Louisiana Incentive Program Fund, from the Budget Stabilization fund, and from delaying planned tax relief. The House did not approve the latter, and we have been informed by Senate staff that funding tied to all three sources was interdependent and could not be separated. We told leaders of our intentions because we wanted to be clear about our actions while we also worked with the Legislature to add funds back into the budget to aid higher education and health care through other appropriations bills.

This letter is to communicate that I have in fact vetoed those contingent items and others in House Bill No. 1, as follows:

**VETO MESSAGE NO. 1 (553 Items)**

*Page 10 Lines 19-31 and Page 11 Lines 1-16; Page 12 Lines 14-23, 24-37, 38-52 and Page 13 Lines 1-7; Page 20 Lines 11-29; Page 23 Lines 30-46; Page 26 Lines 48-54 and Page 27 Lines 1-10; page 29 Lines 19-36, 37-53; page 30, Lines 1-17, 18-34, 35-52; Page 31 Lines 1-17, 18-34, 35-51; Page 32 Lines 1-17, 18-34, 35-51; Page 33 Lines 1-17, 18-34, 35-51; Page 34, Lines 1-17, 18-34, 35-51; Page 35 Line 1-17, 18-36, 37-53; Page 36 Lines 1-17, 18-34, 35-51; Page 37 Lines 1-17, 18-34, 35-51; Page 38 Lines 1-18, 19-36, 37-53; Page 39 Lines 1-17, 18-34, 35-51; Page 40 Lines 1-17, 18-34, 35-51; Page 41 Lines 1-17, 18-34, 35-51; Page 42 Lines 9-24; Page 52 Lines 13-29, 39-47 and Page 53 Lines 1-7; Page 56 Lines 26-40; Page 57 Lines 8-24; Page 60 Lines 35-47 and Page 61 Lines 1-4; Page 73 Lines 30-44, 45-56 and Page 74 Lines 1-3; Page 74 Lines 4-18, 19-34; 54-56 and Page 75 Lines 1-13; Page 75 Lines 14-28, 29-43; 44-55 and Page 76 Lines 1-5; Page 76 Lines 6-18; Page 77 Lines 29-44, 45-49 and Page 78 Lines 1-10; Page 78 Lines 11-25; Page 79 Lines 25-40, 41-55 and Page 80 Line 1; Page 80 Lines 2-17, 18-32; Page 81 Lines 18-33, 34-49; Page 82 Lines 5-20, 21-37, 38-52; Page 83 Lines 29-51, 52-53 and Page 84 Lines 1-14; Page 84 Lines 24-39; Page 87 Lines 17-33, 34-50, 51 and Page 88 Lines 1-16; Page 88 Lines 17-33, 41-49; Page 90 Lines 1-9; Page 91 Lines 9-24; Page 92 Lines 42-55 and Page 93 Lines 1-2, 3-18, 19-34; Page 96 Lines 37-54, 55 and Page 97 Lines 1-17; Page 97 Lines 18-33, 34-49, 50-57 and Page 98 Lines 1-10; Page 98 Lines 11-27, 28-45, 46-57 and Page 99 Lines 1-4; Page 99 Lines 5-21, 22-38, 39-54, 55-57 and Page 100 Lines 1-13; Page 102 Lines 35-50; Page 107 Lines 41-52 and Page 108 Lines 1-4; Page 108 Lines 43-51 and Page 109 Lines 1-7; Page 121 Lines 45-57 and Page 122 Lines 1-3; Page 122 Lines 4-18; Page 127 Lines 13-29; Page 129 Lines 57-58 and Page 130 Lines 1-13; Page 130 Lines 14-28, 31-46; Page 131 Lines 5-13; Page 132 Lines 16-24; Page 134 Lines 4-12; Page 136 Lines 9-17; Page 137 Lines 50-54 and Page 138 Lines 1-7; Page 141 Lines 36-45, 46-50 and Page 142 Lines 1-6; Page 142 Lines 7-16, 17-25, 26-35, 36-45, 46-52 and Page 143 Lines 1-2; Page 143 Lines 3-11, 12-20, 21-29, 30-38; Page 145 Lines 8-44; Page 146 Lines 14-40; Page 148 Lines 19-34, 42-55; Page 149 Lines 1-14; Page 151 Lines 1-18; Page 154 Lines 30-45, 46-55 and Page 155 Lines 1-8; Page 155 Lines 9-24, Lines 39-49 and Page 156 Lines 1-8; Page 160 Lines 28-39; Page 166 Lines 14-30, 31-46, 52 and Page 167 Lines 1-15; Page 169 Lines 29-44, 45-52 and Page 170 Lines 1-8; Page 170 Lines 9-24; Page 171 Lines 39-53; Page 180 Lines 37-52, 53-54 and Page 181 Lines 1-14; Page 181 Lines 15-31, 32-47; Page 182 Lines 16-31, 32-48; Page 185 Lines 44-49 and Page 186 Lines 1-3; Page 197 Lines 51-55 and Page 198 Lines 1-11; Page 206 Lines 10-25; Page 207 Lines 1-18; Page 215 Lines 40-53 and Page 216 Lines 1-2; Page 216 Lines 3-18; Page 223 Lines 1-10, 11-19; Page 224 Lines 3-10, 11-26; Page 228 Lines 8-17; Page 229 Lines 44-56 and Page 230 Lines 1-3; Page 230 Lines 4-13; Page 231 Lines 3-18, 19-35, 36-52; Page 232 Lines 8-24, 25-41, 42-54 and Page 233 Lines 1-4; Page 236 Lines 43-55 and Page 237 Lines 1-6; Page 240 Lines 34-48; Page 242 Lines 28-49; Page 243 Lines 1-9; Page 245 Lines 7-23; Page 247 Lines 37-53; Page 248 Lines*

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Lines 29-43, 44-58, 1-15, 16-30, 31-45, 46-56 and Page 392 Lines 1-4; Page 392 Lines 5-20, 21-38, 39-53, 54-56 and Page 393 Lines 1-13; Page 393 Lines 14-29, 30-47, 48-57 and Page 394 Lines 1-5; Page 394 Lines 6-21, 22-38, 39-53, 54-55 and Page 395 Lines 1-13; Page 395 Lines 14-28, 29-43, 44-58; Page 396 Lines 1-16, 48-54 and Page 397 Lines 1-9; Page 397 Lines 10-24, 25-39, 40-54, 55-56 and Page 398 Lines 1-13; Page 398 Lines 14-28, 29-43, 44-58; Page 399 Lines 1-15, 16-30, 31-45, 46-55 and Page 400 Lines 1-5; Page 400 Lines 6-20, 21-35, 36-51, 52-56 and Page 401 Lines 1-10; Page 401 Lines 11-25, 26-40, 41-55; Page 402 Lines 1-16, 17-31, 32-46, 47-55 and Page 403 Lines 1-6; Page 403 Lines 7-22, 23-38, 39-54, 55-56 and Page 404 Line 1-13; Page 404 Lines 14-28, 29-44, 45-56 and Page 405 Lines 1-3; Page 405 Lines 4-19, 20-35, 36-51, 52-56 and Page 406 Lines 1-11; Page 406 Lines 12-26, 27-41, 42-56; Page 407 Lines 1-15, 16-30, 31-45, 46-56 and Page 408 Lines 1-5; Page 408 Lines 6-20, 21-35, 36-50, 51-55 and Page 409 Lines 1-10; Page 409 Lines 11-27, 28-44, 45-56 and Page 410 Lines 1-3; Page 410 Lines 4-19, 20-36, 37-52, 53-57 and Page 411 Lines 1-10; Page 411 Lines 11-25, 26-40, 41-55; Page 412 Lines 1-15, 16-30, 31-45, 46-54 and Page 413 Lines 1-7; Page 413 Lines 8-22, 23-37, 42-57; Page 414 Lines 4-16, 17-30; Page 416 Lines 10-62 and Page 417 Lines 1-67 and Page 418 Lines 1-67 and Page 419 Lines 1-67 and Page 420 Lines 1-67 and Page 421 Lines 1-67 and Page 422 Lines 1-5:

These amendments provide for appropriations designated as "Supplementary Budget Recommendations" contingent on the abolishment of the Insure Louisiana Incentive Program Fund and an appropriation from the Budget Stabilization Fund, and upon the Delay of the Restoration of Excess Itemized Deductions and further contingent upon the recognition of additional revenue by the Revenue Estimating Conference. The Louisiana Constitution protects the security and integrity of the State Treasury by, among other means, requiring a balanced budget ("Appropriations by the legislature... shall not exceed the official forecast in effect at the time the appropriations are made." La Const. Art. VII, §10E) and prohibiting appropriations based on contingencies ("no appropriations shall be made under the heading of contingencies..." La Const. Art. III §16A) These amendments provide for appropriations in excess of the official forecast and are based on events, including the passage of legislation, which have not occurred. Therefore, I am vetoing these items.

**VETO MESSAGE NO. 2**  
*Page 4, Lines 12 through 20:*

The language is duplicative of language currently in the Preamble. Therefore, I am vetoing this item.

**VETO MESSAGE NO. 3**  
*Page 5, Lines 10 through 15:*

The Commission on Streamlining Government will make recommendations for streamlining state employees and agencies in the coming fiscal year and we want to include the input of this Commission, and the date included in this language precludes that. Additionally, the Commissioner will be making these recommendations to the Legislature as part of the Executive Budget submission process, and therefore, this language is duplicative and I am vetoing this item.

**VETO MESSAGE NO. 4**  
*Page 18, Lines 8 through 14:*

This amendment provides funding from monies that are not state funds and by virtue of Article VII, Section 9C of the Constitution of the State of Louisiana are exempt from being deposited into the State Treasury. Therefore, I am vetoing this item.

**VETO MESSAGE NO. 5**  
*Page 74, Lines 50 through 53:*

This language amendment does not provide additional funding, but instead, is an unfunded mandate. Therefore, I am vetoing this item.

**VETO MESSAGE NO. 6**  
*Page 166, Lines 50 through 51:*

This amendment funds a Non-Governmental Organization (NGO), which did not meet the criteria established in my letter of April 27, 2009, and therefore, I am vetoing this item.

**VETO MESSAGE NO. 7**  
*Page 222, Lines 35 through 38:*

I have vetoed this item to give the Legislature the opportunity to work with the higher education community to appropriate this funding through another appropriations bill to mitigate reductions and give higher education time to restructure and become more efficient.

**VETO MESSAGE NO. 8 (3 Items)**  
*Page 224, Lines 27 through 35, Page 228, Lines 1 through 4; Page 228, Lines 5-7:*

I have vetoed these items to give the Legislature the opportunity to work with the higher education community to appropriate this funding with more flexible authorizing language through another appropriations bill to mitigate reductions and give higher education time to restructure and become more efficient.

**VETO MESSAGE NO. 9**  
*Page 239, Lines 53-57:*

This item should be funded through higher education formula funding. Therefore, I am vetoing this item.

Sincerely,  
BOBBY JINDAL  
Governor

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 779 by Representative Tucker on third reading after 6:00 P.M. on the 57<sup>th</sup> calendar day of this regular session.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Motion to Consider**

Senator Appel moved the adoption of a motion to allow the Senate to consider House Bill No. 779 on Third Reading and Final Passage, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gray Evans	Murray
Appel	Kostelka	Nevers
Claitor	Martiny	Shaw

Donahue  
Dupre  
Total - 14

Michot  
Morrell

Walsworth

NAYS

Alario  
Amedee  
Cheek  
Crowe  
Dorsey  
Duplessis  
Erdey  
Total - 20

Gautreaux B  
Gautreaux N  
Hebert  
Heitmeier  
Jackson  
LaFleur  
Long

McPherson  
Morrish  
Mount  
Riser  
Smith  
Thompson

ABSENT

Adley  
Broome  
Total - 5

Guillory  
Marionneaux

Quinn

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 779 after the 57<sup>th</sup> calendar day.

**Conference Committee Reports Received**

June 24, 2009

Conference Committee Reports were received for the following legislative instruments:

Senate Bill Nos. 57, 140, 143, 254, 302, 303 and 347.

House Bill Nos. 76, 98, 119, 145, 352, 404, 420, 439, 522, 523, 600, 612, 629, 687, 729, 796, 820 and 827.

The Conference Committee Reports for the legislative instruments listed lie over under the rules.

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 194—**  
BY SENATORS BROOME, DORSEY AND GRAY EVANS  
AN ACT

To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 206—**  
BY SENATORS ADLEY, DORSEY, DUPRE, ERDEY, LONG, MARIONNEAUX AND RISER  
AN ACT

To amend and reenact R.S. 47:305.59, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; and to provide for related matters.

Reported with amendments.

June 24, 2009

**SENATE BILL NO. 245—**  
BY SENATORS ADLEY AND THOMPSON  
AN ACT

To amend and reenact the introductory paragraphs of R.S. 47:6007(C)(1)(b) and (c), and R.S. 47:6007(C)(1)(c)(i) and (ii), and (5), to enact R.S. 47:6007(D)(2)(e), and to repeal R.S. 47:6007(C)(1)(d), relative to tax credits; to increase the motion picture investor tax credit; to provide with respect to the submission to the Department of Economic Development of a notarized statement by the applicant which demonstrates conformity with certain provisions of law; to provide for transfers of certain credits; to provide for the amount of payroll credit; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 246—**  
BY SENATORS CHEEK, NEVERS AND THOMPSON AND REPRESENTATIVE LIGOT  
AN ACT

To enact Part XXIX-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.97.1 through 1299.97.4, relative to the Electronic Health Records Loan Program; to provide findings and purpose; to provide definitions; to facilitate access to funding for acquisition and implementation of certified electronic health record technology by health care providers; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 24, 2009

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 9—**  
BY SENATOR LONG  
AN ACT

To amend and reenact R.S. 47:303(D)(1), 305(D)(1)(i) and (H), and 337.9(D)(25), and to enact R.S. 47:301(16)(q) and 47:305.50(F) and 47:321(H)(3), relative to the sales and use tax of the state and its political subdivisions; to provide for an exemption for certain property used as demonstrators; to provide an exclusion for certain component parts of immovable property; to provide with respect to the legislative intent of Act No. 632 of the 2008 Regular Session of the Legislature as it relates to sales and use tax; to establish a collaborative working group to develop certain proposals and make certain reports regarding component parts of immovable property for purposes of sales and use tax; to provide for applicability and retroactivity; to provide an exemption for certain railroad ties; and to provide for related matters.

**SENATE BILL NO. 32—**  
BY SENATOR CHAISSON  
AN ACT

To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist; to expend an annual tax of one mill for a period of twenty years to

fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 156—**  
BY SENATOR LAFLEUR  
AN ACT

To amend and reenact R.S. 22:1545(C), 1546(D), 1547(A), the introductory paragraph of R.S. 22:1547(I), R.S. 22:1551(C), 1571(A)(1), (B), (C)(4), and (E), and 1573(B), (C), (D), (E) and the introductory paragraph of R.S. 22:1573(I)(1)(a) and R.S. 44:4.1(B)(10) and to repeal R.S. 22:1545(F), 1546(B)(3), 1553(C), 1572, 1573(F)(2) and R.S. 36:686(C)(3), relative to insurance producers; to provide for exemptions to preclicensing education requirements; to provide for the fingerprinting and criminal history check of applicants; to provide for confidentiality; to provide for application for license; to provide for lines of authority for licenses; to provide for exemptions from licensing examinations; to provide for preclicensing requirements; to provide for preclicensing and continuing education programs; to abolish the Insurance Education Advisory Council; to repeal certain temporary licenses; to provide for continuing education requirements; and to provide for related matters.

**SENATE BILL NO. 222—**  
BY SENATORS ADLEY, JACKSON, MCPHERSON AND SHAW AND REPRESENTATIVES BILLIOT, HENRY BURNS, DIXON, DOERGE, DOWNS, GUINN, HOWARD, MORRIS, NORTON AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 34:2309(9), relative to powers and authority of the Red River Waterway Commission; to adjust the uses to which the commission's ad valorem property tax is allocated; and to provide for related matters.

**SENATE BILL NO. 231—**  
BY SENATORS N. GAUTREAUX AND THOMPSON AND REPRESENTATIVES BOBBY BADON, HARDY, HUTTER, NORTON AND THIBAUT  
AN ACT

To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

**SENATE BILL NO. 271—**  
BY SENATORS NEVERS, LONG, MCPHERSON, RISER, SMITH, THOMPSON AND WALSWORTH  
AN ACT

To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to creation of the "Forestry Product Fairness Act"; to provide for legislative purpose; to provide relative to incentives to directly support the purchase of forestry products; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

**SENATE BILL NO. 279—**  
BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON  
AN ACT

To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to provide for duties; and to provide for related matters.

**SENATE BILL NO. 282—**  
BY SENATOR HEBERT AND REPRESENTATIVES CORTEZ, FRANKLIN, MONICA, PEARSON, ROY AND TALBOT  
AN ACT

To enact R.S. 22:1879, relative to disclosure of health care provider network information to consumers; to provide for reporting of certain health care related information by health care facilities, certain facility based providers, and health insurance issuers; to

provide for duties of the Department of Insurance and the Department of Health and Hospitals; and to provide for related matters.

**SENATE BILL NO. 308—**

BY SENATOR MCPHERSON

## AN ACT

To amend and reenact R.S. 48:285, 286(A)(1) and (B), 287, 288, 289(B), the introductory paragraph of 290(B), the introductory paragraph of 290(C), and (D), 291, the introductory paragraph of 292(B), 292.1(B), 293, and 294, relative to employment of consultants; to provide relative to the requirements for employment of consultants by the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 26—**

BY SENATORS N. GAUTREAU, ADLEY, ALARIO, AMEDEE, CHEEK, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAU, GRAY EVANS, HEBERT, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MURRAY, NEVERS, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, ELLINGTON, GISCLAIR, GUINN, HOFFMANN, HONEY, MONTOUCET, NOWLIN, PERRY, RICHMOND, RITCHIE, ROBIDEAU, SIMON, JANE SMITH AND TEMPLET

## AN ACT

To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to expand the definition of "new direct job" to include employees of a contract labor provider in certain instances; to provide for definitions; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 240—**

BY SENATOR MOUNT

## AN ACT

To enact R.S. 33:3811.2 and 3812(H), relative to Calcasieu Parish; to provide for the creation of waterworks districts and subdistricts; to provide for the expansion of the board of waterworks districts and subdistricts; and to provide for related matters.

**SENATE BILL NO. 256—**

BY SENATORS MURRAY AND DORSEY

## AN ACT

To amend and reenact R.S. 25:799(D)(2)(b) and (F), and to enact R.S. 25:799(I), (J), and (K), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to powers; to authorize the levying of taxes and parcel fees; to provide for a budget; and to provide for related matters.

**SENATE BILL NO. 281—**

BY SENATORS APPEL AND THOMPSON AND REPRESENTATIVE ELLINGTON

## AN ACT

To enact Chapter 5-S of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.161 through 167, and R.S. 36:744(CC) and 801.23, relative to state museums; to create the Schepis Museum advisory board in the Department of State; to provide for powers and duties of the board; to provide for funding; to provide for the disposition of property; and to provide for related matters.

**SENATE BILL NO. 296—**

BY SENATOR B. GAUTREAU AND REPRESENTATIVE ROBIDEAU

## AN ACT

To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit

creation of certain additional liabilities through benefit increases; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 10—**

BY SENATORS DUPRE, ADLEY AND SHAW AND REPRESENTATIVES BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CORTEZ, GISCLAIR, HONEY, GIROD JACKSON, SAM JONES, KLECKLEY, LAMBERT, LANDRY, LITTLE, MILLS, MONICA, MONTOUCET, MORRIS, PUGH, RICHARD, RITCHIE, ROBIDEAU, SIMON, JANE SMITH AND WHITE

## AN ACT

To amend and reenact R.S. 47:633.4(B)(2), and to enact R.S. 47:301(10)(ff) and (18)(p), relative to taxation related to oil production from certain crude oil tertiary recovery projects; to provide an exclusion from state and local sales and use taxes for certain tertiary recovery projects; to reduce the severance tax on oil production for certain tertiary recovery projects; and to provide for related matters.

**SENATE BILL NO. 67—**

BY SENATORS MCPHERSON, DUPRE, N. GAUTREAU, HEITMEIER, LONG, RISER AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, DIXON, HINES, LEGER, PEARSON, RICHARD AND ROY

## A JOINT RESOLUTION

Proposing to amend Article IV, Section 4 and to add Article III, Section 4(G) and Article IV, Section 21(F) of the Constitution of Louisiana, relative to state elected officials; to provide for the implementation of any salary increase for certain state elected officials; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**SENATE BILL NO. 102—**

BY SENATOR DUPLESSIS

## AN ACT

To amend and reenact R.S. 33:9100.1, 9100.3(A), 9100.4(B), 9100.5, 9100.6(A), 9100.7(A) and (C), and 9100.11, to enact R.S. 33:9100.9(E), to repeal R.S. 33:9100.10, relative to the East New Orleans Neighborhood Advisory Commission; to provide for commission membership; to provide for commission jurisdiction; to provide for terms; to provide for officers and meetings; to provide for staff; to require notice from governing authority regarding zoning and building permits; to require that views of the commission to be presented only by their officers; and to provide for related matters.

**SENATE BILL NO. 103—**

BY SENATOR DUPLESSIS

## AN ACT

To enact R.S. 33:9091.15, a bill relative to Orleans Parish; to create the Oak Island Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

**SENATE BILL NO. 119—**

BY SENATOR ERDEY

## AN ACT

To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation District No. 3; to increase the per diem of the board of commissioners; and to provide for related matters.

**SENATE BILL NO. 130—**

BY SENATORS HEBERT, DUPRE, N. GAUTREAU, MORRELL AND MORRISH AND REPRESENTATIVES BALDONE, BROSSETT, CORTEZ, FRANKLIN, KLECKLEY, MONICA, PEARSON AND TALBOT

## AN ACT

To amend and reenact R.S. 22:2303(A) and (D)(1), relative to the Louisiana Citizens Property Insurance Corporation; to provide with respect to the powers, duties, functions and responsibilities of the corporation; to provide for the determination of rates charged by the corporation; and to provide for related matters.

June 24, 2009

**SENATE BILL NO. 136—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 26:73, 272, and 583(C), relative to alcoholic beverage permits; to provide for legal sales characteristics in certain parishes; to provide for restaurant "R" permits, applications and fees; to provide for definitions; to provide for qualifications; and to provide for related matters.

**SENATE BILL NO. 137—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 36:477(C)(1) and R.S. 46:1404 and to repeal R.S. 36:474(A)(10), relative to child care facilities and child-placing agencies; to provide for the transfer of functions related to the licensure of child care facilities and child-placing agencies from the secretary of the Department of Social Services to the office of community services within the Department of Social Services; to provide for the functions of the office of community services with the Department of Social Services; to provide for the licensure of child care facilities and child-placing agencies; and to provide for related matters.

**SENATE BILL NO. 179—**  
BY SENATORS CROWE AND THOMPSON

AN ACT

To amend and reenact R.S. 34:3494(A) and (B)(5) and (9) and 3495(B), and to enact R.S. 34:3494(B)(10), (11), and (12), and 3506(D), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide relative to the jurisdiction of the authority; to increase the membership of the board of commissioners; to provide for the terms of office for the board of commissioners; to provide for budgets and financial reports of the authority; and to provide for related matters.

**SENATE BILL NO. 195—**  
BY SENATOR KOSTELKA

AN ACT

To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

**SENATE BILL NO. 208—**  
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:291(F)(2)(introductory paragraph) and (f) and 334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to increase the number of levee commissioners; to provide for revenue utilization; and to provide for related matters.

**SENATE BILL NO. 209—**  
BY SENATOR WALSWORTH

A JOINT RESOLUTION

Proposing to amend Sections 2(B)(11) and (12) and to add Section 2 (B)(13) of Article X of the Constitution of Louisiana, relative to public officials and employees; to provide that the director, deputy director and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall serve in unclassified service of the state civil service; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**SENATE BILL NO. 2—**

BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE BALDONE

AN ACT

To repeal R.S. 39:75(F), relative to the avoidance of budget deficits; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; and to provide for an effective date.

**SENATE BILL NO. 324—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:2721.8, relative to the Evangeline Parish School Board; to authorize any school district in Evangeline Parish, to levy and collect an additional sales and use tax; to provide for the purpose of the tax; and to provide for related matters.

**SENATE BILL NO. 95—**

BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LIGI, LOPINTO, TALBOT AND WILLMOTT

AN ACT

To amend and reenact R.S. 33:2536.2(B) and to enact R.S. 33:2476.4, relative to Jefferson Parish; to provide for a secretary for any municipal fire and police civil service board in Jefferson Parish; to provide for the assignment of secretarial duties for the Jefferson Parish Fire Civil Service Board; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 149—**  
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

**SENATE BILL NO. 214—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1892(A)(3), relative to insurance; to authorize the commissioner of insurance to extend the time period for the filing of certain claims on policies covering damage that occurs during certain declared emergencies or disasters; and to provide for related matters.

**SENATE BILL NO. 273—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 27:306(C)(5), relative to the Video Draw Poker Devices Control Law; to provide relative to licenses for truck stop facilities; to provide for an effective date; to provide for definitions; and to provide for related matters.

**SENATE BILL NO. 224—**  
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE FOIL

AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

**SENATE BILL NO. 277—**

BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, BARRAS, CORTEZ, DOWNS, HENRY, HOFFMANN, HONEY, LEGER, LIGI, RITCHIE, ROBIDEAUX AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

**SENATE BILL NO. 309—**  
BY SENATORS GRAY EVANS AND DORSEY

AN ACT

To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for continuation of a program conducting fitness assessments; to

provide a plan for statewide implementation of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide for rules and guidelines; to provide for funding; and to provide for related matters.

**SENATE BILL NO. 94—**

BY SENATORS DONAHUE, APPEL, BROOME, CROWE, DORSEY, DUPLESSIS, MORRELL, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT

AN ACT

To amend and reenact R.S. 17:15(E) and to enact R.S. 14:81.2(F), relative to molestation of a juvenile; to provide for the crime of molestation of a juvenile involving an educator; to provide for penalties; to provide for definitions; to provide for reporting of criminal history; and to provide for related matters.

**SENATE BILL NO. 259—**

BY SENATORS KOSTELKA, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, LAFLUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ARMES, CARMODY, CHANEY, DIXON, DOWNS, HARDY, RICHARDSON, RITCHIE AND PATRICIA SMITH

AN ACT

To amend and reenact R.S. 17:183.1, 183.2, and 183.3, and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to curricula; to provide relative to high school career option programs; to provide relative to career major programs; to provide relative to a career diploma; to provide relative to program, course, and curriculum approval; to provide for waivers; to provide relative to program participation eligibility criteria; to provide relative to individual graduation plans; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 320—**

BY SENATORS ALARIO, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 13:621.42.1(B), the introductory paragraph of (E)(1), and (E)(3), 998(B), the introductory paragraph of (E)(1), and (E)(3), and 1414(B), the introductory paragraph of (E)(1), and (E)(3), R.S. 30:2455 and the introductory paragraph of 2456(A), R.S. 36:401(C)(1)(b)(i), 405(A)(1)(b), 642(D)(2), and the introductory paragraph of 801, R.S. 39:15.3(A), the introductory paragraph of (B), and (B)(12) through (18), R.S. 46:2122, 2123, and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2), and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 408(I), 409(C)(10), 477(C)(3), and 651(BB) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 4.1(B), Subpart D of Part I of Chapter I of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 191—**

BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 40:2020, relative to the authority of the Department of Health and Hospitals to conduct certain mortality reviews; to provide for legislative intent; to provide for definitions and duties; to provide for records; to provide for confidentiality; to provide for a public records exception; and to provide for related matters.

**SENATE BILL NO. 351— (Substitute of Senate Bill No. 258 by Senator McPherson)**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for requirements for design-build contracts of the Department of Transportation and Development; and to provide for related matters.

**SENATE BILL NO. 107—**

BY SENATOR CHEEK AND REPRESENTATIVE MILLS

AN ACT

To enact Chapter 10 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:781 through 792, and to repeal R.S. 29:735.2(A), relative to emergency volunteer health practitioners; to provide for definitions; to provide for the regulation of health services during a declared emergency; to provide for volunteer health practitioner registration systems; to provide for administrative sanctions; to provide for a limitation of liability for volunteer health practitioners; and to provide for related matters.

**SENATE BILL NO. 223—**

BY SENATORS CLAITOR, APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH AND THIBAUT

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(i), (ii), and (vi) and (3)(e), and to enact R.S. 17:252(C), relative to the discipline of pupils; to provide relative to circumstances under which pupils may be removed from the classroom; to require principals to provide parental notification when a pupil is removed from the classroom; to allow principals to provide feedback and guidance to teachers; to authorize school boards to adopt policies relative to parental attendance at certain intervention sessions and consequences for parents who fail to comply; to require that certain students be assigned and required to complete missed school work under certain circumstances; and to provide for related matters.

**SENATE BILL NO. 55—**

BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:699.1, 699.2 and 699.8(B), relative to issuance of hunting licenses; to require completion of a firearm and hunter education course by certain persons; to provide for a firearm and hunter safety card; to provide with respect to persons authorized to issue hunting licenses; to prohibit certain actions; to provide for temporary firearm hunter education deferral license; to provide for nonresident temporary firearm and hunter education deferral license; to provide an effective date; and to provide for related matters.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**ATTENDANCE ROLL CALL**

PRESENT

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Claitor	Jackson	Quinn

June 24, 2009

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Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth

Total - 39

ABSENT

Total - 0

**Adjournment**

On motion of Senator Thompson, at 5:55 o'clock P.M. the Senate adjourned until Thursday, June 25, 2009, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, June 25, 2009.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk